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PRESIDENT, NOT ACTING PRESIDENT

Hon. Frank B. Burke advances a new theory regarding the succession of the Vice President of the United States to the presidency in the event of the death or disability of the President. His theory is that in such case the Vice President does not succeed to the office of President, but only to his duties, and that, consequently, it is not necessary for a Vice President, in such circumstances, to take the oath of office as President, as he took the only oath necessary when he was inaugurated Vice President.

The question raised is a technical one and does not involve any legal or practical consequences, yet, as a new theory, it is worth noting. The Constitution provides that "in case of the removal of the President from office, or of his death, resignation or inability to discharge the powers and duties of the said office, the same shall devolve on the Vice President." Mr. Burke construes this to mean that the powers and duties of the office shall devolve on the Vice President, but a fairer construction is that the office itself shall devolve upon him. The provision quoted covers four cases—the removal of the President from office, his death, his resignation, or his inability to discharge its powers and duties—and provides that in either case "the same shall devolve on the Vice President." This has always been construed as meaning the office of the President, and not the powers, privileges, emoluments and salary. Strict compliance with the Constitution requires the Vice President, on succeeding to the office of President and assuming its duties, to take the oath prescribed by the law.

It is probable that President Roosevelt will retain Mr. Cortelyou, who was of such great service to the late President.

Tears for the dead and cheers for the living. Grief for the tragic death of President McKinley mingles unobscuredly with welcome for the visiting strangers to Indianapolis. There is not one among them who does not fully understand the strange combination of events.

There is another spot in any American city that lends itself as easily to civic and spectacular demonstrations as Monument place, in this city. The Journal does not know of it. Its space combines with artistic effects to make it an ideal center for celebrations of the kind.

The manner in which the powers in Europe have recognized the greatness of the United States in the tributes of rulers and statesmen to the late President proves the truth of one of Mr. McKinley's latest statements, that the nations are drawing closer and closer together.

Because the American people take a necessary interest in other events is no sign that they are insensible to the loss of a great and good President. Deeply as they mourn the death of President McKinley, they cannot ignore their duties in other directions. There are duties to the living as well as to the dead.

It is the anti-Republican New York Post which says that anarchism has not been so rife and so bold in this country as during the past five years. In what political demagogues and their newspaper organs have assailed the government as a financial oligarchy, and otherwise sought to discredit it among the people.

It is safe to say there is not another city in the United States that offers equal facilities for a spectacular street parade or procession that Indianapolis does. Our well-paved streets, free from business obstructions, together with the almost theatrical opportunities of Monument place, furnish almost ideal opportunities in that way.

No citizen of Indiana who visits the capital on the occasion of a public celebration that attracts people from other States can regret the expenditure in erecting the most beautiful and impressive soldiers' monument in the United States. In an educational and advertising way it is worth a great deal more than its cost, and its worth is to the State as much as to the city.

The officers of the Amalgamated Association based the success of their strike upon the assumption that their organization controlled the skilled labor in the steel industry and that the mills could not be operated without employing the Amalgamated men on their own terms. This was a fatal blunder, as many skilled workmen appeared when the steel company wanted them.

A woman who is not a daughter of Rebekah and therefore not particularly beholden to Odd Fellowship remonstrated yesterday that it was a day for men, men, men, that it stood for individual manhood. The daughters of Rebekah would probably say that it stood for individual womanhood also. Suppose we compromise by saying that it stood for the progress of mankind, including women.

The fact is pointed out that no lawyer has made a reputation by defending those who were connected with the assassination of two Presidents. Reverdy Johnson appeared for the defense when the conspirators against the life of Lincoln were tried, but only in a dignified manner. The lawyer who made such a sensational defense of Guitau immediately dropped into oblivion. The one lawyer who made himself conspicuous in defending the Chicago Anarchists lost prestige by his course.

In the great concourse of strangers yesterday it was easy to hear frequent expressions of admiration for the city. These, of course, had reference to superficial features, such as smooth, clean streets, handsome residences, fine lawns, etc. The visitors saw nothing of the manufacturing industries of the city and could not know much of its business advantages as a distributing center, but even with the view they got they carry away lasting impressions of the city's attractions. This is the best kind of advertising that a city can get.

Those people who predicted that the President would lead the McKinley Cabinet to stay until he could find others to take their place must feel that prophesying is a hazardous business, since it is announced that he saw six of the present Cabinet on the way to Washington and asked them to retain their positions just as if he were selecting them as his own choice. It is said that the six accepted. Secretaries Hay and Gage were absent, but the others promised the President to use their influence with the two members absent to induce them to continue in office. It is said that Secretary Gage has since consented, but Mr. Hay has not accepted. It is intimated that in the event Mr. Hay will not remain Secretary Root will be made secretary of state and Judge Taft recalled to be secretary of war.

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terest of self-help and of helping others. The three lines representing the basic principles of the order, "Friendship, Love and Truth," which were so conspicuous in the parade of yesterday, are also basic principles in every well-organized society, or at least should be. Where they exist anarchism cannot grow, treason can never lift its head, and justice and good will must prevail between man and man.

The main institution in England was declared by its laws to be "to render assistance to every brother who may apply through sickness, distress or otherwise, if he be well attached to the Queen and government and faithful to the order." Thus loyalty became a law of its being from the start. American Odd Fellowship seeks "to visit the sick, relieve the distressed, bury the dead and educate the orphan." And it does these things, not on paper, but in reality, with a degree of fidelity and zeal that entitles it to stand side by side with the more ancient order of Masonry. The Journal congratulates the order on the magnificent demonstration of yesterday and hopes the other features of the Sovereign Grand Lodge meeting may be equally satisfactory to those in attendance.

EVIDENCE OF CONSPIRACY.

Czolgocz's conduct in court when arraigned tends strongly to confirm the theory of an Anarchist plot to kill the President. This theory received confirmatory evidence in a number of suspicious circumstances occurring in different parts of the country before the death of President McKinley, and these are now strengthened by the conduct of the assassin in court. It was discovered shortly after the attack on the President that Czolgocz was a member of an organization called the Free Society. His signature was found attached to the constitution of the society. This constitution, as published in the Journal a few days ago, contained detailed instructions regarding the action of persons who might be selected to do a certain act. These instructions related to three periods—the period of preparation for the action, the moment of the action itself and the time following the action. Among the instructions was the following:

In an examination by a judge amid nothing except what the judge said, the authorities can positively prove against me this day, having in mind your alibi or whatever defense is proposed.

Other instructions urged self-control and silence. If Czolgocz had been trying to follow these instructions to the letter he could scarcely have acted differently. When brought into court he refused to answer questions repeatedly put to him by the district attorney and by the judge as to whether he had or wanted counsel. He would not utter a word. The district attorney asked him in rapid succession: "Czolgocz, have you got a lawyer? Do you wish a lawyer? You have been indicted for murder in the first degree. Do you want a lawyer to defend you? Czolgocz, look at me and answer." The prisoner refused to answer, as he did also to similar questions by the court. His contumacious silence is indicative of a conspiracy and of his desire to pose as a hero by following to the letter the instructions of the Anarchist organization of which he was a member.

CONFIDENCE IN ROOSEVELT.

The opinions of the independent and Democratic press are, as a whole, unusually appreciative of the character and ability of President Roosevelt. The Democratic Atlanta Journal says:

It is the source of deep gratification to the country that as the successor to the murdered President, it has a man whose life, like that of William McKinley, has been clean, chivalric and high. No imputation of the slightest degree of personal or official dishonesty has ever been made against Theodore Roosevelt, even in the passion of politics. He is a noble type of American manhood, and the others in the cabinet, which our people especially cherish and honor. His home life is beautiful, and those who have known him have the most complete confidence in him.

The independent New York Times, which is in a position to know of the President, says:

To the great office of President of the United States he comes with full training and full knowledge. Since the country has had history, no man has been so diligent a student of its political and party history. If the President had been a man to have contemplated the mistakes and failures of those who have gone before him in the path he now has to tread, Mr. Roosevelt's preparation may be said to be complete. And when to this is added the teachings of his own considerable experience, and the assurance to be derived from his unflinching and untroubled advancement to higher posts, it is not surprising that the critical eye of the public should find in the President a man of the highest caliber, and that the weight of such affliction as that which has now befallen the Nation.

The independent Democratic Detroit Free Press says:

Far from being dubious we have every reason to be thankful that the Republican national convention at Philadelphia nominated Vice President Roosevelt to the presidency, but a rugged, sturdy, manly American with the potentiality of measuring to full proportions of a modern statesman.

The foregoing are fair samples of the expressions of many papers which are not Republican regarding the President. It is fortunate for the country that the new President enjoys the respect of the mass of fair-minded people of the Nation.

Buffalo Courier.

Australia is said to be planning for a navy of her own, the minister of defense of the commonwealth believing that the existing system of paying Great Britain for the defense of the island is unsatisfactory. England and Australia seem to be getting as far apart politically as they are in distance. While the world is so divided, it is not surprising that the United States is very nearly independent in fact if not nominally.

McKinley.

O brave of soul and true and strong. Yet tender as a mother's heart. He stood amid the crowding throng of men and nations, bore his part among great rulers of the world. Humbly one who only serves—Honoring the service—from whose hands Freedom's millions, runs a thrill of freedom, swift as the wind, and all the world is free and all the world is free.

A shining mark for that wild race of Anarchy that gluts its maw with the blood of the innocent. That race of liberty's law. With brutal passion's godless creed. Was he, the wise and gentle great. Who, high of faith and bold of deed. For his country, templed fate. And scoring millions with love's scars. Forgiving those who naught forgave. With face uplifted to the morn. And far more glad to give than have—To see the world, with its most for man Himself exposed to the wrath of clan.

McKinley, honor's crown is thine. And glory rests thy star on high. With freedom's fearless stars to shine In love's limitless sky! No mean assassin's coward shot. May have the halo of fame. No foul assassin leave a blot To dim the radiance of thy name; Thy place is with the immortal great. Of every time and race, thy sun. Though set, will never fade from fate. Men mourn, but say, "God's will be done!" God's will be done in Anarchy's success. In Law's survival, Liberty's increase.

—Benjamin S. Parker.

Yes, Harper's Weekly was right when it said in 1896: "Mr. Bryan may not know it, but socialism, whose finest fruitage is anarchy and murder, is the philosophy of his candidacy and campaign."

The thanks of the public are due to the local committee and others who devised the unique and pleasing band parade, concerts and accompanying features last evening, and to the visitors who participated. Many thousands of people gathered on Monument place enjoyed the novel entertainment and will long remember it as one of the pleasant incidents of the Odd Fellows' gathering.

The band parade last night was a fitting finish to a spectacular day. The bands appealed to the senses through the ear instead of the eye, but they got there all the same.

The oldest inhabitant does not recall a day when there were as many brass bands in the city as there were yesterday, and most of them were good ones.

The Jesters.

Claimed Half Fare.

Brooklyn Eagle.

Street-car conductor—So you think you ought to ride for half fare, do you? Little Edith—Yes, sir—I'm a twin.

Misunderstanding.

What to Eat.

Doctor, what's the difference between sanitation and sanatorium? "I ought not to tell—it's really a professional secret."

MCKINLEY MEMORIALS

ACTION TAKEN AT A MEETING OF COLUMBIA CLUB MEMBERS.

Resolutions Calling Attention to the Assassin's Crime and the Loss to the Country.

At a meeting of members of the Columbia Club last night the following McKinley memorial was adopted:

"Simply, honestly, courage and duty were the chief traits of his character. His solid worth was adorned with the sweet graces of gentleness, charity, love and leadership. These graces endued him to every one. The stronger qualities were an inheritance from an ancestry of rugged men, who were devoted to a Christian freedom. These characteristics were strengthened and beautified by the love he bore at all times to his wife.

"Our regard for his patriotism. At the age of eighteen he enlisted in the volunteer army and he served for four years with the highest distinction. For years he was the leader of his party in the House of Representatives and was twice elected Governor of the State of Ohio.

"No man ever entered upon the presidency better qualified by his character, his solid worth was adorned with the sweet graces of gentleness, charity, love and leadership. These graces endued him to every one. The stronger qualities were an inheritance from an ancestry of rugged men, who were devoted to a Christian freedom. These characteristics were strengthened and beautified by the love he bore at all times to his wife.

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